

**BOEHM, KURTZ & LOWRY**

ATTORNEYS AT LAW  
36 EAST SEVENTH STREET  
SUITE 2110  
CINCINNATI, OHIO 45202  
TELEPHONE (513) 421-2255  
TELECOPIER (513) 421-2764

July 18, 2003

Thomas M. Dorman, Esq.  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, Kentucky 40602

RECEIVED

JUL 21 2003

REGISTRATION  
DIVISION

Re: Case No. 2003-00266

Dear Mr. Dorman:

Please find enclosed the original and twelve copies of the Petition to Intervene of Kentucky Industrial Utility Customers, Inc. filed in the above-referenced matters.

By copy of this letter, all parties listed on the attached Certificate of Service been served. Please place this document of file.

Very Truly Yours,



Michael L. Kurtz, Esq.  
**BOEHM, KURTZ & LOWRY**

MLKkew  
Attachment

cc: Certificate of Service  
Richard Raff, Esq.

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was served by mailing a true and correct copy, by regular U.S. mail (unless otherwise noted) to all parties on the 18<sup>th</sup> day of July, 2003.

Linda S. Portasik, Esq.  
Senior Corporate Attorney  
LG&E Energy Corporation  
220 West Main Street  
Louisville, KY. 40232

Kendrick R. Riggs, Esq.  
Ogden Newell & Welch  
1700 Citizens Plaza  
500 West Jefferson Street  
Louisville, KY. 40202

Elizabeth A. Blackford, Esq.  
Assistant Attorney General  
1024 Capital Center Drive  
Frankfort, KY 40601

  
Michael L. Kurtz, Esq.

**COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION**

In The Matter Of: An Investigation into the Membership of Louisville :  
Gas & Electric Company and Kentucky Utilities Company in the Midwest : Case No. 2003-00266  
Independent Transmission System Operator, Inc. :

---

**PETITION TO INTERVENE OF  
KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.**

---

Pursuant to K.R.S. §278.310 and 807 KAR 5:001 Section 3(8), Kentucky Industrial Utility Customers, Inc. ("KIUC") requests that it be granted full intervenor status in the above-captioned proceeding and states in support thereof as follows:

1. KIUC is an association of the largest electric and gas public utility customers in Kentucky. The purpose of KIUC is to represent the industrial viewpoint on energy and utility issues before this Commission and before all other appropriate governmental bodies. The members of KIUC who purchase electricity from Kentucky Utilities Company ("KU") and Louisville Gas & Electric Company ("LG&E") and who will participate herein are: Carbide Industries, LLC., E.I. DuPont de Nemours & Company, Ford Motor Company, Kosmos Cement Company, Rohm & Haas Company, General Electric-Appliance Park, Lexmark International, Inc., Square D. Company, Clopay Plastic Products Company, Inc., Dow Corning Corporation, Toyota Motor Manufacturing, NA, and Westvaco. KIUC will supplement its Petition with the names of additional participating members as this information becomes known.

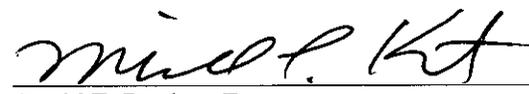
2. The matters being decided by the Commission in this case may have a significant impact on the rates paid by KIUC for electricity. Electricity represents a significant cost of doing business for KIUC. The attorneys for KIUC authorized to represent them in this proceeding and to take service of all documents are:

David F. Boehm, Esq.  
Michael L. Kurtz, Esq.  
**BOEHM, KURTZ & LOWRY**  
36 East Seventh Street, Suite 2110  
Cincinnati, Ohio 45202  
Ph: 513-421-2255 Fax: 513-421-2764  
E-Mail: [KIUC@aol.com](mailto:KIUC@aol.com)

3. The position of KIUC cannot be adequately represented by any existing party. KIUC intends to play a constructive role in the Commission's decision making process herein and KIUC's participation will not unduly prejudice any party.

**WHEREFORE**, KIUC requests that it be granted full intervenor status in the above captioned proceeding.

Respectfully submitted,



---

David F. Boehm, Esq.  
Michael L. Kurtz, Esq.  
**BOEHM, KURTZ & LOWRY**  
2110 CBLD Center, 36 East Seventh Street  
Cincinnati, Ohio 45202  
Ph: (513) 421-2255 Fax: (513) 421-2764  
E-Mail: [KIUC@aol.com](mailto:KIUC@aol.com)

**COUNSEL FOR KENTUCKY INDUSTRIAL  
UTILITY CUSTOMERS, INC.**

July 18, 2003